



**City of Minneapolis**  
**Department of Regulatory Services**  
**Licenses and Consumer Services Division**  
350 South Fifth Street Room 1-C City Hall  
Minneapolis, Minnesota 55415  
[www.minneapolismn.gov](http://www.minneapolismn.gov)



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**FINDINGS OF FACT**  
**CONCLUSIONS, AND**  
**RECOMMENDATIONS**

In the Matter of License No. L318 50010 BARRIO HOLDINGS LLC  
for FOOD MOBILE VEHICLE VENDOR

Held by:  
**BARRIO HOLDINGS LLC**  
**BILL FAIRBANKS**  
**925 NICOLLET MALL**  
**MINNEAPOLIS, MN 55402**

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12-0955189

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This matter came before the Division of Licenses and Consumer Services at a License Settlement Conference on Thursday, November 29, 2012 at 10:00 AM in Room 1C, Minneapolis City Hall. Appearing on behalf of the licensee were Tim Rooney and Casey Pikula. Appearing for the City of Minneapolis were Grant Wilson, Manager of Licenses and Consumer Services and Craig Eliason, License Inspector. Based on information presented at the hearing, the Division makes the following findings of fact, conclusions, and recommendations:

**FINDINGS OF FACT**

1. Barrio Holdings, LLC has held a Mobile Food Vehicle Vendor license since 2010.
2. On October 5, 2011 the Barrio mobile food vehicle was parked in the bus lane on Marquette Avenue at 9:50 AM. This is not an approved operating location until 10:00 AM.
3. On June 25, 2012 the Barrio mobile food vehicle was parked on Marquette Avenue at 8:53 AM. This is not an approved operating location until 9:00 AM.

4. On June 25, 2012 the Barrio mobile food vehicle failed to control its customer queue line, causing pedestrian obstruction of the public sidewalk on Marquette Avenue.
5. On August 1, 2012 the Barrio mobile food vehicle was parked on the 300 block of 1<sup>st</sup> Avenue North. This is not an approved operating location.
6. On August 6, 2012 the Barrio mobile food vehicle was parked on Marquette Avenue at 8:55 AM. This is not an approved operating location until 9:00 AM. An administrative citation in the amount of \$200 was issued to Barrio Holdings, LLC. The fine has been paid.
7. On October 11, 2012 the Barrio mobile food vehicle was operating in the public street at the southwest corner of Washington Avenue SE and Oak Street SE. This is not an approved operating location. An administrative citation in the amount of \$400 was issued to Barrio Holdings, LLC. The fine has been paid.

### **CONCLUSIONS**

1. On four separate occasions the Barrio mobile food vehicle was found to be in violation of Minneapolis Code of Ordinances 188485(c), requiring mobile food vehicles to operate in approved locations in the city.
2. On June 25, 2012 the Barrio mobile food vehicle was found to be in violation of Minneapolis Code of Ordinances 259.250(2), requiring a licensee to operate the business in compliance with all applicable laws and ordinances.
3. On June 25, 2012 the Barrio mobile food vehicle was found to be in violation of Minneapolis Code of Ordinances 466.240(a), which prohibits causing people to assemble on any sidewalk so as to obstruct the free passage of pedestrians thereon or interfere with the use thereof.
4. Barrio Holdings, LLC has paid the \$200 fine related to the administrative citation issued on August 6, 2012 and the \$400 fine related to the administrative citation issued on October 11, 2012.

### **RECOMMENDATIONS**

Based on evidence presented at the hearing, the Division makes the following recommendations:

1. Barrio Holdings, LLC agrees to submit a written business plan for operating its mobile food vehicle at the time of signing this agreement.

2. Barrio Holdings, LLC agrees to a 30 day suspension from operating its mobile food vehicle on Marquette Avenue if found in violation in 2013.

Bill Fairbanks understands that the holding of a business license in the City of Minneapolis is both a privilege and a responsibility. A minimum standard shall be met in order to hold such a license. One minimum standard is that a license holder is responsible to ensure that its business operates in compliance with all applicable laws, ordinances, and regulations. It is understood and agreed that any violation of the above Recommendations shall constitute just and proper cause for the immediate imposition of any stayed penalties. It is further understood that compliance with the above Recommendations is a requirement for continuing to hold a license and that failure to comply with any of these conditions may result in additional adverse license action.

I have read and understand the above findings of fact, conclusions, and recommendations. I agree with their contents and I agree with the above noted Recommendations. I understand that the failure of my business to adhere to this agreement may be cause for further suspension, revocation, or denial of my license. I understand that this report must be accepted and approved by the Minneapolis City Council and Mayor.

Based upon the foregoing, this agreement is FREELY & VOLUNTARILY ENTERED INTO IN GOOD FAITH:

For Barrio Holdings LLC:

William Fairbanks  
By: [Signature]  
(signature)

Its: VP of Operations  
(title)

Dated: 12/7, 2012

For the City of Minneapolis:

[Signature]  
Grant J. Wilson  
Manager

Dated: 12-11, 2012

## Barrio Taco Truck Location Parameters

11/30/12

### **Daily Lunch Service- Marquette Ave.**

- Locations on Marquette Ave. between 6<sup>th</sup> St and 9<sup>th</sup> St are first come, first served
- Parking prior to 9:00am is strictly prohibited
- After 9:00am choose the best spot available starting on the 800 block then moving outward(north/south)
- Parking spot must not be within 100 ft of restaurants
- Parking spot must adhere to posted parking signs
- Parking spot must not encumber fire hydrants/cross walks/no parking zones/bike lanes
- Parking spot must be within parking meters
- Parking meter must be paid
- If no spaces on Marquette Ave. are available move to a metered space on the southbound side of 2<sup>nd</sup> Ave between 5<sup>th</sup> St and 6<sup>th</sup> St.
- If no spaces are available at either the Marquette Ave. location or the 2<sup>nd</sup> Ave location a manager must be contacted for alternate parking space approval. No exceptions.

### **All other event locations**

- All event locations must fall within city of Minneapolis /city of St. Paul approved vending zones
- All event locations outside of approved zones must be approved by locality
- Proper permitting/licensing must be obtained no later than 10 business days from event date
- All catering event locations must be on private property
- All catering locations must be within approved vending zones
- All event locations must be approved by a manager